THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.20326 of 2005

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Dated:23.09.2005

Between:

V.Sekhar, s/o.Chinnaiah,

Aged 34 years, Occ:Business,

Temporarily residing at Gondyal,

Hanwada Mandal of Mahabubnagar District.

..... PETITIONER

AND

The Presiding Officer and Revenue

Divisional Officer, Mahabubnagar, and another.

.....RESPONDENTS

ORDER:

The petitioner was elected as Mandal President of Mandal Praja Parishad, Mahabubnagar, which contains 12 members. A notice of intention to make a motion expressing want of confidence as required under sub-section (2) of Section 245 of the Andhra Pradesh Panchayat Raj Act 1994, was served by eight members on the first respondent. One Smt.M.Bucchamma was also one of the eight members. Be that as it is, after verifying the said notice, the respondent issued notice in Form-V in accordance with Rule 3 of the Rules in G.O.Ms.No.200, for the said purpose, informing all the Members that a meeting would be convened at the Mandal Parishad on 22.09.2005 for considering the motion of no confidence. This is assailed in the writ petition.

It is the case of the petitioner that Bucchamma was kidnapped by the opposite group, which moved the motion of no confidence against him and that unless and until, she is released from the custody of the culprits, there would not be any fair

voting in the meeting convened for expressing motion of no confidence.

The ground urged to challenge the notice in Form-V issued by the respondents is misconceived. Be that as it is, the matter was adjourned on 19.04.2005 to enable the learned counsel to get instructions in the matter. Today it is brought to the notice of this Court that Bucchamma also attended the meeting, after receiving notice in Form-V, and the meeting was also completed yesterday.

In view of the same, nothing survives in the writ petition, and the writ petition is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

23.09.2005

vs